



## 94TH GENERAL ASSEMBLY

### State of Illinois

2005 and 2006

**HB2068**

Introduced 2/14/2005, by Rep. Michael J. Madigan - Barbara Flynn Currie - Robert S. Molaro

#### SYNOPSIS AS INTRODUCED:

720 ILCS 5/16A-6

from Ch. 38, par. 16A-6

Amends the Criminal Code of 1961. Makes a technical change in a Section concerning an affirmative defense to retail theft.

LRB094 03026 RLC 33027 b

1 AN ACT concerning criminal law.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Criminal Code of 1961 is amended by changing  
5 Section 16A-6 as follows:

6 (720 ILCS 5/16A-6) (from Ch. 38, par. 16A-6)

7 Sec. 16A-6. Affirmative Defense. A detention as permitted  
8 in this Article does not constitute an arrest or an unlawful  
9 restraint, as defined in Section 10-3 of this Code, nor shall  
10 it render the ~~the~~ merchant liable to the person so detained.

11 (Source: P.A. 79-840.)